

TENNESSEE GENERAL ASSEMBLY  
FISCAL REVIEW COMMITTEE



**FISCAL MEMORANDUM**

**SB 647 - HB 1393**

April 5, 2021

**SUMMARY OF ORIGINAL BILL:** Authorizes the restoration of voting rights for a person current on installment payments of restitution costs to the victim or victims of an offense.

**FISCAL IMPACT OF ORIGINAL BILL:**

NOT SIGNIFICANT

**SUMMARY OF AMENDMENT (006621):** Adds language to the original bill to specify that for such person eligible under this legislation, the right of suffrage is a provisional right of suffrage and that if such person willfully fails to adhere to the terms and is more than 180 days behind on restitution, the court is authorized to revoke the right. Requires, prior to revoking, the court to provide the person with court-appointed counsel and offer the person the opportunity to be heard and to submit proof of financial inability to pay, which may include a signed affidavit of indigency.

**FISCAL IMPACT OF BILL WITH PROPOSED AMENDMENT:**

**Unchanged from the original fiscal note.**

Assumptions for the bill as amended:

- Pursuant to Tenn. Code Ann. § 40-29-202(b), a person is not eligible to have voting rights restored unless the person has paid all restitution to the victim.
- The proposed legislation would authorize such right to be restored provisionally if the person is current on installment payments of restitution costs.
- Restoration of voting rights for such persons will not result in a significant fiscal impact to state or local government.
- Any increase in caseloads to the courts can be accommodated within existing resources without an increased appropriation or reduced reversion.

**CERTIFICATION:**

The information contained herein is true and correct to the best of my knowledge.

A handwritten signature in black ink that reads "Krista Lee Carsner". The script is cursive and fluid, with the first letters of each name being capitalized and prominent.

Krista Lee Carsner, Executive Director

/jg